

term of four years. (Reappointment), which was sent to the Senate on April 16, 2002. **Page S4084**

**Messages From the House:** **Pages S4061–62**

**Measures Referred:** **Page S4062**

**Measures Read First Time:** **Page S4062**

**Executive Communications:** **Pages S4062–64**

**Additional Cosponsors:** **Pages S4062–65**

**Statements on Introduced Bills/Resolutions:** **Pages S4065–79**

**Additional Statements:** **Pages S4059–61**

**Amendments Submitted:** **Pages S4079–82**

**Notices of Hearings/Meetings:** **Page S4082**

**Authority for Committees to Meet:** **Pages S4082–83**

**Record Votes:** One record vote was taken today. (Total—103) **Page S4051**

**Adjournment:** Senate met at 10 a.m., and adjourned at 6:05 p.m., until 10 a.m., on Thursday, May 9, 2002.

## Committee Meetings

(Committees not listed did not meet)

### APPROPRIATIONS—DEFENSE HEALTH PROGRAMS

*Committee on Appropriations:* Subcommittee on Defense concluded hearings on proposed budget estimates for fiscal year 2003 for the Defense Health Programs, after receiving testimony from William Winkenwerder, Jr., Assistant Secretary of Defense for Health Affairs; Lt. Gen. James B. Peake, USA, Surgeon General of the Army; VAdm. Michael L. Cowan, USN, Surgeon General of the Navy; Lt. Gen. Paul K. Carlton, USAF, Air Force Surgeon General; Br. Gen. William T. Bester, USA, Chief, Army Nurse Corps and Assistant Surgeon General for Force Projection; RAdm. Nancy J. Lescavage, USN, Director, Navy Nurse Corps and Assistant Chief for Healthcare Operations of the Navy Bureau of Medicine and Surgery; and Br. Gen. Barbara C. Brannon, USAF, Assistant Surgeon General, Air Force Nursing Services.

### APPROPRIATIONS—GAO/CBO/GPO

*Committee on Appropriations:* Subcommittee on Legislative Branch concluded hearings on proposed budget estimates for fiscal year 2003, after receiving testimony in behalf of funds for their respective activities from David M. Walker, Comptroller General, General Accounting Office; Dan L. Crippen, Director, Congressional Budget Office; and Michael F.

DiMario, Public Printer, Government Printing Office.

### APPROPRIATIONS—FEMA

*Committee on Appropriations:* Subcommittee on VA, HUD, and Independent Agencies concluded hearings on proposed budget estimates for fiscal year 2003 for the Federal Emergency Management Agency, after receiving testimony from Joe M. Allbaugh, Director, Federal Emergency Management Agency.

### AUTHORIZATION—DEFENSE

*Committee on Armed Services:* Committee met in closed session to mark up proposed legislation authorizing funds for fiscal year 2003 for military activities of the Department of Defense, but did not complete action thereon, and will meet again on Thursday, May 9.

### AUTHORIZATION—DEFENSE

*Committee on Armed Services:* Subcommittee on Emerging Threats and Capabilities met in closed session and approved for full committee consideration, those provisions which fall within the jurisdiction of the subcommittee, of proposed legislation authorizing appropriations for fiscal year 2003 for military activities of the Department of Defense.

### AUTHORIZATION—DEFENSE

*Committee on Armed Services:* Subcommittee on SeaPower met in closed session and approved for full committee consideration, those provisions which fall within the jurisdiction of the subcommittee, of proposed legislation authorizing appropriations for fiscal year 2003 for military activities of the Department of Defense.

### AUTHORIZATION—DEFENSE

*Committee on Armed Services:* Subcommittee on Strategic met in closed session and approved for full committee consideration, those provisions which fall within the jurisdiction of the subcommittee, of proposed legislation authorizing appropriations for fiscal year 2003 for military activities of the Department of Defense.

### NOMINATION

*Committee on Banking, Housing, and Urban Affairs:* Committee concluded hearings on the nomination of Anthony Lowe, of Washington, to be Federal Insurance Administrator, Federal Emergency Management Agency, after the nominee, who was introduced by Senator DeWine, testified and answered questions in his own behalf.

**NASA BUDGET**

*Committee on Commerce, Science, and Transportation:* Subcommittee on Science, Technology, and Space concluded hearings on the President's proposed budget request for fiscal year 2003 for the National Aeronautics and Space Administration, after receiving testimony from Sean O'Keefe, Administrator, and William F. Readdy, Deputy Associate Administrator, Office of Space Flight, both of the National Aeronautics and Space Administration.

**NOMINATION**

*Committee on Energy and Natural Resources:* Committee concluded hearings on the nomination of Guy F. Caruso, of Virginia, to be Administrator of the Energy Information Administration, Department of Energy, after the nominee testified and answered questions in his own behalf.

**UNDERGROUND STORAGE TANK COMPLIANCE**

*Committee on Environment and Public Works:* Subcommittee on Superfund, Toxics, Risk, and Waste Management concluded hearings on S. 1850, to amend the Solid Waste Disposal Act to bring underground storage tanks into compliance with subtitle I of that Act, to promote cleanup of leaking underground storage tanks, to provide sufficient resources for such compliance and cleanup, after receiving testimony from Marianne L. Horinko, Assistant Administrator, Office of Solid Waste and Emergency Response, Environmental Protection Agency; John Stephenson, Director, Natural Resources and Environment, General Accounting Office; Craig Perkins, City of Santa Monica, Santa Monica, California; Grant Cope, U.S. Public Interest Research Group, Washington, D.C.; Kathleen Stiller, Delaware Department of Natural Resources and Environmental Control, New Castle, on behalf of the Association of State and Territorial Solid Waste Management Officials; Arthur J. DeBlois III, DB Companies, Inc., Providence, Rhode Island, on behalf of the Society of Independent Gasoline Marketers of America and the National Association of Convenience Stores; and Roger Brunner, Zurich North America, East Lansing, Michigan.

**CRITICAL INFRASTRUCTURE INFORMATION SECURITY**

*Committee on Governmental Affairs:* Committee concluded hearings on critical infrastructure information security issues, focusing on facilitating the security of the critical infrastructure of the United States, to encourage the secure disclosure and protected exchange of critical infrastructure information, to enhance the analysis, prevention, and detection of attacks on critical infrastructure, and to enhance the

recovery from such attacks, after receiving testimony from Ronald L. Dick, Director, National Infrastructure Protection Center, Federal Bureau of Investigation, and John G. Malcolm, Deputy Assistant Attorney General, Criminal Division, both of the Department of Justice; John S. Tritak, Director, Critical Infrastructure Assurance Office, Department of Commerce; Michehl R. Gent, North American Electric Reliability Council, Princeton, New Jersey; Harris N. Miller, Information Technology Association of America, Arlington, Virginia; Alan Paller, SANS Institute, Fredericksburg, Virginia; Ty R. Sagalow, American International Group, New York, New York, on behalf of the Financial Services Information Sharing and Analysis Center; David L. Sobel, Electronic Privacy Information Center, Washington, D.C.; and Rena I. Steinzor, University of Maryland School of Law, Baltimore, on behalf of the Natural Resources Defense Council.

**AFFORDABLE PHARMACEUTICALS**

*Committee on Health, Education, Labor, and Pensions:* Committee concluded hearings to examine certain provisions of the 1984 Drug Price Competition and Patent Term Restoration Act, known as the Hatch-Waxman Act, assuring greater access to affordable pharmaceuticals, after receiving testimony from Senators McCain, Schumer, and Hatch; South Dakota Governor William Janklow, Pierre, on behalf of the Business for Affordable Medicine; and Bruce E. Bradley, General Motors Corporation, on behalf of the RxHealth Value, Gregory J. Glover, Ropes and Gray, on behalf of the Pharmaceutical Research and Manufacturers of America, and Kathleen D. Jaeger, Generic Pharmaceutical Association, all of Washington, D.C.

**NATIVE AMERICAN ECONOMIC DEVELOPMENT**

*Committee on Indian Affairs:* Committee concluded hearings on S. 343, to establish a demonstration project to authorize the integration and coordination of Federal funding dedicated to the community, business, and economic development of Native American communities, after receiving testimony from Neal A. McCaleb, Assistant Secretary of the Interior for Indian Affairs; Tex G. Hall, National Congress of American Indians, Washington, D.C.; Ivan Makil, Salt River Pima-Maricopa Indian Community Council, Scottsdale, Arizona; James DeLaCruz, Quinault Indian Nation, Taholah, Washington, on behalf of the Self-Governance Six-Tribe Consortium; and Katherine A. Spilde, Harvard University John F. Kennedy School of Government/Project on American Indian Economic Development, Cambridge, Massachusetts.

**FBI REFORM**

*Committee on the Judiciary:* Committee concluded oversight hearings to examine the reformation of the Federal Bureau of Investigation, focusing on how the FBI can reorganize and refocus its efforts to protect our national security by rooting out spies and terror-

ists, and protecting our public safety by investigating criminal activity with the resources made available by the Administration and the Congress, after receiving testimony from Larry D. Thompson, Deputy Attorney General, and Robert S. Mueller III, Director, Federal Bureau of Investigation, both of the Department of Justice.

---

## House of Representatives

### *Chamber Action*

**Measures Introduced:** 9 public bills, H.R. 4678–4686; and 3 resolutions, H. Con. Res. 398–400, were introduced. **Pages H2234–35**

**Reports Filed:** Reports were filed today as follows:

H.R. 2941, to facilitate the provision of assistance by the Department of Housing and Urban Development for the cleanup and economic redevelopment of brownfields, amended (H. Rept. 107–448);

H.R. 3833, to facilitate the creation of a new, second-level Internet domain within the United States country code domain that will be a haven for material that promotes positive experiences for children and families using the Internet, provides a safe on-line environment for children, and helps to prevent children from being exposed to harmful material on the Internet, amended (H. Rept. 107–449); and

H. Res. 415, providing for consideration of H.R. 4546, to authorize appropriations for fiscal year 2003 for military activities of the Department of Defense, and for military construction, to prescribe military personnel strengths for fiscal year 2003 (H. Rept. 107–450). **Page H2234**

**Speaker Pro Tempore:** Read a letter from the Speaker wherein he appointed Representative Simpson to act as Speaker pro tempore for today. **Page H2167**

**Guest Chaplain:** The prayer was offered by the guest Chaplain, Rev. Tom Mullins, Christ Fellowship of Palm Beach Gardens, Florida. **Page H2167**

**Presidential Action Under Section 203 of the Trade Act of 1974 Regarding Steel Imports:** The House agreed to H. Res. 414, the rule that provided for the tabling of H.J. Res. 84, disapproving the action taken by the President under section 203 of the Trade Act of 1974 transmitted to the Congress on March 5, 2002, by a recorded vote of 386 ayes to 30 noes with 1 voting “present,” Roll No. 130.

Agreed to order the previous question by a ye-and-nay vote of 355 yeas to 62 nays, Roll No. 129.

**Pages H2171–79**

**Suspension—Border Security and Visa Entry Reform:** By a  $\frac{2}{3}$  ye-and-nay vote of 411 yeas with none voting “nay” and 2 voting present, Roll No. 131, the House agreed to suspend the rules and agree to the Senate amendments to H.R. 3525, to enhance the border security of the United States that were debated on May 7. Subsequently, the House agreed to S. Con. Res. 106, to correct the enrollment of the bill and make the following corrections: Strike section 205 and in the table of contents of the bill, strike the item relating to section 205.

**Pages H2179–80**

**Yucca Mountain Repository Site Approval:** The House passed H.J. Res. 87, approving the site at Yucca Mountain, Nevada, for the development of a repository for the disposal of high-level radioactive waste and spent nuclear fuel, pursuant to the Nuclear Waste Policy Act of 1982 by a ye-and-nay vote of 306 yeas to 117 nays, Roll No. 133.

**Pages H2180–H2205**

Earlier, Representative Gibbons raised a point of order against consideration of the joint resolution pursuant to section 425 of the Congressional Budget Act and Impoundment Control Act of 1974 dealing with unfunded mandates. Representative Gibbons then identified the following language in the joint resolution on which he based the point of order: “Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, that there hereby is approved the site at Yucca Mountain, Nevada, for a repository.” Subsequently and pursuant to section 426(b)(3) of the Act, the House agreed to consider the joint resolution by a ye-and-nay vote of 308 yeas to 105 nays, Roll No. 132.

**Pages H2180–83**

**Recess:** The House recessed at 7:33 p.m. and reconvened at 11:33 p.m. **Page H2233**